

Section II (Remarks)Regarding Amendment of the Claims

The enclosed amended claim set is identical to the set filed on September 4, 2009, except that the status identifier for claim 1 has been corrected from "Previously presented" to "Currently amended."

The only basis for objection in the Notice (at page 2 thereof) was that "claim 1 has the wrong status identifier since it is amended." Page 2 of the Notice of Non-Compliant Amendment states that "[i]f any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121." It is noted that box 4(e) was checked in the Notice. Accordingly, the enclosed submission of only corrected claims is fully responsive to the Notice of Non-Compliant Amendment.

Consideration of the enclosed claims together with the remarks contained in Applicants' Response and Amendment filed on September 4, 2009 is respectfully requested.

CONCLUSION

Claims 1 and 4-13 therefore remain pending and under examination.

No fees are believed to be due for the filing of this paper. However, should any fees be required or an overpayment of fees made, please debit or credit our Deposit Account No. 08-3284, as necessary.

If any issues require further resolution, the examiner is requested to contact the undersigned attorneys at (919) 419-9350 to discuss same.

Respectfully submitted,

Date: December 30, 2009

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<p>The USPTO is hereby authorized to charge any deficiency or credit any overpayment of fees properly payable for this document to Deposit Account No. 08-3284</p>
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